

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

In re Application of: **Wu** § Case: **IPT/0008**

Serial No.: **10/649,878** § Filed: **August 28, 2003**

Examiner: **Neyzari, Ali** § Group Art Unit: **2627**

Confirmation No.: **7828** §

Title: **METHOD OF GATHERING
TRACK INFORMATION DURING
DISC INITIALIZATION** §

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

PETITION TO REVIVE PURSUANT TO 37 C.F.R. §1.137(b)

Applicant respectfully petitions for revival of the unintentionally abandoned U.S. Patent Application Serial No. 10/649,878, under 37 C.F.R. §1.137(b). The above-identified application became abandoned for failure to timely respond to an Official Communication dated June 12, 2007.

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. §1.137(b) was unintentional. This petition is filed within three (3) months of the date the applicant was first notified, or otherwise became aware, that the application was abandoned and within one (1) year of the date of abandonment of the application. Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

The fees in the amount of \$3,400.00, which includes \$1,540.00 for this Petition pursuant to 37 C.F.R. §1.17(m); \$1,050.00 for a three-month extension of time; and \$810.00 for a Request for Continued Examination, have been paid with the submission of this paper using the Patent Electronic Business Center. The Commissioner is authorized to charge Deposit Account No. 20-0782 for any additional fees, including additional extension of time fees, required to make this submission acceptable and timely to the Office. A Request for Continued Examination and Response Accompanying the RCE is enclosed herewith.

If, however, the Examiner believes that any unresolved issues still exist, it is requested that the Examiner telephone Keith Taboada at (732) 530-9404 so that appropriate arrangements can be made for resolving such issues as expeditiously as possible.

Respectfully submitted,

July 28, 2008
Date


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